

2009 DRAFTING REQUEST

Bill

Received: **01/16/2009**

Received By: **agary**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Byrnes**

This file may be shown to any legislator: **NO**

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - driver licenses**

Extra Copies: **EVM**

Submit via email: **NO**

Pre Topic:

DOA:.....Byrnes, BB0452 -

Topic:

Remove statutory requirement for DMV locations

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							State
/1	agary 01/16/2009	jdyer 01/17/2009	jfrantze 01/19/2009		mbarman 01/20/2009		

FE Sent For:

<END>

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/?	agary	<i>1/17/09</i>	<i>9/16</i>	<i>Belb</i> <i>11/9</i>			

FE Sent For:

<END>

2009-11 Budget Bill Statutory Language Drafting Request

- Topic: Remove statutory requirement for DMV locations
- Tracking Code: BB0452
- SBO team: Tax, Transportation and Budget Development Team
- SBO analyst: Tyler Byrnes
 - Phone: 266-1039
 - Email: tyler.byrnes@wisconsin.gov
- Agency acronym: DOT
- Agency number: 395
- Priority (Low, Medium, High): High

Intent: Please prepare a draft that removes the statutory requirement to provide Division of Motor Vehicles service centers in each county. This can be accomplished by deleting the words "in each county" from s.343.16 (3) (a). Make the effective date the same as the effective date of the budget bill.



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1607/1

ARG: A...

jld

DOA:.....Byrnes, BB0452 - Remove statutory requirement for DMV locations✓

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

✓
1 AN ACT ...; relating to: the budget.✓

don't gen

Analysis by the Legislative Reference Bureau

TRANSPORTATION✓

DRIVERS AND MOTOR VEHICLES✓

Under current law, to renew most operator's licenses, DOT must administer an examination of the applicant's eyesight and make provisions for giving eyesight examinations at examining stations in each county.✓

Under this bill, DOT is not required to provide eyesight examinations at examining stations in each county.✓

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.✓

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 343.16 (3) (a) of the statutes is amended to read:✓

3 343.16 (3) (a) The department shall examine every applicant for the renewal
4 of an operator's license once every 8 years. The department may institute a method

1 of selecting the date of renewal so that such examination shall be required for each
2 applicant for renewal of a license to gain a uniform rate of examinations. The
3 examination shall consist of a test of eyesight. The department shall make
4 provisions for giving such examinations at examining stations [✓]in each county to all
5 applicants for an operator's license. The person to be examined shall appear at the
6 examining station nearest the person's place of residence or at such time and place
7 as the department designates in answer to an applicant's request. In lieu of
8 examination, the applicant may present or mail to the department a report of
9 examination of the applicant's eyesight by an ophthalmologist, optometrist or
10 physician licensed to practice medicine. The report shall be based on an examination
11 made not more than 3 months prior to the date it is submitted. The report shall be
12 on a form furnished and in the form required by the department. The department
13 shall decide whether, in each case, the eyesight reported is sufficient to meet the
14 current eyesight standards.

NOTE: NOTE: Par. (a) is amended eff. the date stated in the notice provided by the secretary of transportation and published in the Wisconsin Administrative Register under section 85.515 (2) (b) of the statutes by 2007 Wis. Act 20 to read:NOTE:

(a) Except as provided in s. 343.165 (4) (d), the department shall examine every applicant for the renewal of an operator's license once every 8 years. The department may institute a method of selecting the date of renewal so that such examination shall be required for each applicant for renewal of a license to gain a uniform rate of examinations. The examination shall consist of a test of eyesight. The department shall make provisions for giving such examinations at examining stations in each county to all applicants for an operator's license. The person to be examined shall appear at the examining station nearest the person's place of residence or at such time and place as the department designates in answer to an applicant's request. In lieu of examination, the applicant may present or mail to the department a report of examination of the applicant's eyesight by an ophthalmologist, optometrist or physician licensed to practice medicine. The report shall be based on an examination made not more than 3 months prior to the date it is submitted. The report shall be on a form furnished and in the form required by the department. The department shall decide whether, in each case, the eyesight reported is sufficient to meet the current eyesight standards.

History: 1971 c. 164 s. 83; 1973 c. 90, 176; 1975 c. 36, 199; 1977 c. 29 ss. 1456, 1654 (7) (a), (c); 1977 c. 273, 418; 1979 c. 34 ss. 1067m, 2102 (52) (a); 1979 c. 221, 345; 1981 c. 20; 1983 a. 74, 243, 534, 538; 1985 a. 65, 337; 1987 a. 3, 40, 215; 1989 a. 31, 105, 359; 1991 a. 21, 32, 39, 316; 1993 a. 16, 19, 183, 399; 1995 a. 27 s. 9145 (1); 1995 a. 113, 195, 448; 1997 a. 27, 84, 237; 1999 a. 32, 140; 2001 a. 105; 2003 a. 33; 2005 a. 187, 253, 466; 2007 a. 20, 68, 97, 162.

23 **SECTION 2. 343.16 (3) (a) of the statutes, as affected by 2007 Wisconsin Act 20**

24 and 2009 Wisconsin Act (this act), [✓]is repealed and recreated to read:

25 343.16 (3) (a) Except as provided in s. 343.165 (4) (d), [✓]the department shall
26 examine every applicant for the renewal of an operator's license once every 8 [✓]years.
27 The department may institute a method of selecting the date of renewal so that such
28 examination shall be required for each applicant for renewal of a license to gain a
29 uniform rate of examinations. The examination shall consist of a test of eyesight.

1 The department shall make provisions for giving such examinations at examining
2 stations to all applicants for an operator's license. The person to be examined shall
3 appear at the examining station nearest the person's place of residence or at such
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9 on a form furnished and in the form required by the department. The department
10 shall decide whether, in each case, the eyesight reported is sufficient to meet the
11 current eyesight standards.

12 **SECTION 9450. Effective dates; Transportation.**

13 (1) EXAMINING STATIONS. The repeal and recreation of section 343.16 (3) (a) of
14 the statutes takes effect on July 1, 2009, or on the day after publication, or on the date
15 on which the creation of section 343.165 of the statutes by 2007 Wisconsin Act 20
16 takes effect, whichever is latest.

17 (END)



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1607/1

ARG:jld:jf

DOA:.....Byrnes, BB0452 - Remove statutory requirement for DMV locations

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

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Analysis by the Legislative Reference Bureau

TRANSPORTATION

DRIVERS AND MOTOR VEHICLES

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13 (END)